IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE TWENTY SEVENTH DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

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WRIT PETITION NO : 11373 of 2002

Between:

C.Rukmini, W/o. C.Ramachandra Rao
R/o. A-13, Madhura Nagar, Hyderabad.

..... PETITIONER

AND

1. The District Collector, R.R.District, Hyderabad.
2. The Mandal Revenue Officer, Serilingampally, R.R.District.
3. The Joint Sub Registrar, Moosapet, R.R. District.
4. Hyderabad Urban Development Authority,

rep. by its Vice-Chairman & Managing Director, Paigah Palace,

Rasoolpura, Secunderabad.
5. Serilingampally Municipality, rep. by its Commissioner,

Serilingampally, R.R.District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue a writ or direction more particularly one in the nature of Writ of Mandamus declaring the action of the 1st respondent herein in issuing direction to the respondents 3 to 5 not to entertain the transactions for the purpose of registration, lay out approval, plan approval etc., as illegal, arbitrary and without jurisdiction and further declaring that the proceedings dated 29/01/2000 in Letter No. E1/7306/99 on the file of the first respondent as illegal and arbitrary and award costs.

Counsel for the Petitioner: MR.VARDHINENI KRISHNAMOHAN

Counsel for the Respondent Nos.1 to 3 : GP FOR REVENUE

Counsel for the Respondent No.4: MR.B.Viswanadha Reddy, Standing Counsel for HUDA.

Counsel for the Respondent No.5: MR.V.Viswanadham, Standing Counsel for Municipality, R.R.District.

The Court made the following:

ORAL ORDER:

Heard the learned Counsel for the petitioner as well as the learned Counsel appearing for the respondents.

The petitioner seeks a Writ of Mandamus declaring the proceedings of the first respondent – The District Collector, R.R. District, Hyderabad, dated 29-01-2000 in directing the respondents 3 to 5 not to entertain any transaction either for registration or approval of lay out, etc., in certain survey numbers specified thereunder situated in Maktha Mahaboobpet, Serilingampally Mandal, Rangareddy District as arbitrary and illegal.

When the matter is taken up for consideration, it is represented by the learned Counsel for the petitioner that the W.P.Nos.18372, 18374 and 20517 of 2000 in which also the validity of the impugned proceedings dated 29-01-2000 was assailed, were disposed of by this Court along with W.P.No.4849 of 2000 and batch by a common order dated 12-11-2003 with a direction to the Joint Collector, R.R. District to conclude the proceedings initiated for cancellation of supplementary sethwar in respect of the lands in various survey numbers of Maktha Mahaboobpet village within six months and the petitioners therein who were served with show-cause notices were granted liberty to file explanations or additional explanations before the Joint Collector. It is represented by the learned Counsel that this writ petition may also be disposed of in terms of the directions in W.P.No.4849 of 2000 and batch.

The learned Government Pleader appearing for the respondents 1 to 3 and the learned Standing Counsel appearing for the respondents 4 and 5 have not disputed the fact that the issue raised in this writ petition is covered by the decision in

Accordingly, the Writ Petition is disposed of in terms of the order in W.P.No.4849 of 2000 and batch with a direction to the Joint Collector, R.R. District to conclude the proceedings initiated for cancellation of supplementary sethwar, if not already concluded, as expeditiously as possible preferably within a period of six months from the date of receipt of a copy of this order. It shall be open to the petitioner herein to file her explanation/objections, if any, before the Joint Collector, R.R. District within a period of 30 days from today.

The Writ Petition is accordingly disposed of. No costs.

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27th December, 2004.

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Note: Communicate a copy of this order

to the Joint Collector, R.R. District.

(B/O)

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To

1. The District Collector, R.R.District, Hyderabad.
1(a) The Joint Collector, R.R.District.

2. The Mandal Revenue Officer, Serilingampally, R.R.District.
3. The Joint Sub Registrar, Moosapet, R.R. District.
4. The Vice-Chairman & Managing Director, Hyderabad Urban

Development Authority, Paigah Palace,

Rasoolpura, Secunderabad.
5. The Commissioner, Serilingampally Municipality,

Serilingampally, R.R.District.

6. Two C.Cs. to the Government Pleader for Revenue, High Court

Buildings, Hyderabad. (O.U.T.)

7. Two C.D. copies.